

[PURSUANT TO LOCAL RULE 3-4(a)(1),  
NAMES AND ADDRESSES OF COUNSEL  
AND NAMES OF PARTIES APPEAR ON  
SIGNATURE PAGE]

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

SONY COMPUTER ENTERTAINMENT  
AMERICA INC., a Delaware corporation,

Plaintiff,

v.

DIVINEO INC., a Canadian corporation;  
DIVINEO U.K., an entity of unknown form;  
DIVINEO S.A.R.L., a French corporation,  
doing business as Divineo Online; FREDERIC  
LEGAULT, individually and doing business as  
Divineo Inc.; MAX LOUARN, individually and  
doing business as Divineo U.K., Divineo  
S.A.R.L., and Divineo Online; and DOES 1  
through 10,

Defendants.

Case No. C 04-4200 CW

**E-FILING**

**STIPULATION AND ~~(PROPOSED)~~ ORDER  
TO EXTEND MEDIATION DEADLINE**

Judge: Hon. Claudia Wilken  
Courtroom: 2, 4th Floor

As set forth in the Court's Case Management Order dated April 6, 2005, the deadline for the parties to conduct mediation is July 31, 2005. Discovery in this case has only just commenced, and plaintiff Sony Computer Entertainment America Inc. ("SCEA") recently filed an Amended Complaint to add several new foreign defendants. SCEA and defendant Divineo Inc. believe that mediation will be more effective after further initial discovery and investigation. Accordingly, the parties hereby request a three-month continuance of the mediation deadline.

IT IS, THEREFORE, STIPULATED by SCEA and Divineo Inc., through their undersigned counsel and subject to the approval of the Court, that the deadline to conduct mediation shall be extended by three months – from July 31, 2005 to October 31, 2005.

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

DATED: 7/18/05

/s/ CLAUDIA WILKEN

HON. CLAUDIA WILKEN  
United States District Judge

The undersigned hereby stipulate to the entry of the above Order.

DATED: July 15, 2005

By: /s/James G. Gilliland, Jr.

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**PROOF OF SERVICE**

[C.C.P. §§ 1011 and 1013, C.R.C. § 2008, F.R.C.P. Rule 5, F.R.A.P. 25]

I declare that I am employed in the City and County of San Francisco, California; I am over the age of 18 years and not a party to the within action; my business address is Two Embarcadero Center, Eighth Floor, San Francisco, California, 94111. On the date set forth below, I served a true and accurate copy of the document(s) entitled:

**STIPULATION AND [PROPOSED] ORDER TO EXTEND MEDIATION DEADLINE**

on the party(ies) in this action by placing said copy(ies) in a sealed envelope each addressed as follows:

***Via Electronic Transmission***

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***Via Electronic Transmission & U.S. Mail***

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☒ [By First Class Mail] I am readily familiar with my employer's practice for collecting and processing documents for mailing with the United States Postal Service. On the date listed herein, following ordinary business practice, I served the within document(s) at my place of business, by placing a true copy thereof, enclosed in a sealed envelope, with postage thereon fully prepaid, for collection and mailing with the United States Postal Service where it would be deposited with the United States Postal Service that same day in the ordinary course of business.

☐ [By Overnight Courier] I caused each envelope to be delivered by a commercial carrier service for overnight delivery to the offices of the addressee(s).

☐ [By Hand] I directed each envelope to the party(ies) so designated on the service list to be delivered by courier this date.

☐ [By Facsimile Transmission] I caused said document to be sent by facsimile transmission to the fax number indicated for the party(ies) listed above.

☒ [By Electronic Transmission] I caused said document to be sent by electronic transmission to the e-mail address(es) indicated for the party(ies) listed above.

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed this date at San Francisco, California.

Dated: July 15, 2005.

/s/Diane G. Sunnen  
Diane G. Sunnen

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